

PATENT

Serial No. 10/562,536

Amendment in Reply to Office Action mailed on May 27, 2009

REMARKS

This Amendment is being filed in response to the Office Action mailed May 27, 2009, which has been reviewed and carefully considered. Reconsideration and allowance of the present application in view of the amendments made above and the remarks to follow are respectfully requested.

Claims 1-10 remain in this application, where claims 8-10 have been currently added. Claims 1 and 8 are independent.

In the Office Action, the Examiner objected to claims 4 and 7 for certain informalities. In response, claims 4 and 7 have been amended in accordance with the Examiner's suggestion to remove the noted informalities. It is respectfully submitted that the objection to claims 4 and 7 has been overcome and withdrawal of this objection is respectfully requested.

In the Office Action, claims 1-2 and 4 are rejected under 35 U.S.C. §102(a) over U.S. Patent Application Publication No. 2002/0000043 (Beutel). Further, claims 1 and 4-5 are rejected under 35 U.S.C. §102(e) over U.S. Patent No. 6,789,322 (Iwashita). Claims 3 and 7 are rejected under 35 U.S.C. §102(b) or under 35

U.S.C. §103(a) over Beutel. claim 6 is rejected under 35 U.S.C. §103(a) over Beutel. Applicant respectfully traverses and submits that Claims 1-10 are patentable over Beutel and Iwashita for at least the following reasons.

Beutel is directed to a power driven hair clipper having "a clipper head S which has a clipper comb 3 and a clipper blade 4 and is mounted on the housing 1 for pivotal motion about a pivot axis Z--see FIG. 2. For this purpose one end of the housing 1 is of a U-shaped yoke configuration so that a supporting element 5 constructed as a housing shell and carrying the clipper head S." (Beutel, paragraph [0035], lines 4-9) As clearly shown in FIG 2, the pivot axis Z is along the central longitudinal direction of the supporting element 5.

Iwashita is directed to an electric shaver having a cutter head 2 that includes a movable cutter unit. As clearly shown in FIG 3, projected supporting elements 23 have holes for receiving shafts that form a pivot axis for the cutter head 2. Similar to Beutel, the pivot axis of Iwashita is also along the central longitudinal direction of the cutter head 2.

In stark contrast, the present invention as recited in

independent claim 1, and similarly recited in independent claim 8, amongst other patentable elements recites (illustrative emphasis provided) :

wherein the pivot axis is arranged offset to a side of the shaving head away from a central longitudinal axis of the shaving head and towards the base part.

Accordingly, it is respectfully requested that independent claims 1 and 8 be allowed. In addition, it is respectfully submitted that claims 2-7 and 9-10 should also be allowed at least based on their dependence from independent claims 1 and 8 as well as their individually patentable elements. Accordingly, separate consideration of each of the dependent claims is respectfully requested.

In addition, Applicant denies any statement, position or averment of the Examiner that is not specifically addressed by the foregoing argument and response. Any rejections and/or points of argument not addressed would appear to be moot in view of the presented remarks. However, the Applicant reserves the right to submit further arguments in support of the above stated position, should that become necessary. No arguments are waived and none of

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the Examiner's statements are conceded.

In view of the above, it is respectfully submitted that the present application is in condition for allowance, and a Notice of Allowance is earnestly solicited.

Respectfully submitted,

By Dicran Halajian  
Dicran Halajian, Reg. 39,703  
Attorney for Applicant(s)  
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**THORNE & HALAJIAN, LLP**  
Applied Technology Center  
111 West Main Street  
Bay Shore, NY 11706  
Tel: (631) 665-5139  
Fax: (631) 665-5101